

MAR-24-2004 WED 01:40 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 04

Express Mailing Label No: EV 382 939 841 US

PATENT APPLICATION
Docket No: 15436.247.4.1

DECLARATION, POWER OF ATTORNEY, AND PETITION

We,

(1) Name: John Chen
Address: 19347 Andrada Drive
Rowland Heights, California 91748
Citizenship: United States

(2) Name: Robert Shih
Address: 365 Monterey Pine Drive
Arcadia, California 91006
Citizenship: United States

(3) Name: Chun Lei
Address: 589 Vasona Avenue
Los Gatos, California 95032
Citizenship: United States

declare: that our citizenship, residence address, and post office address are as set forth above; that we verify believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled EPITAXIAL LAYER FOR LASER DIODE RIDGE PROTECTION for which a patent is sought and which is described and claimed in the specification which was filed in the United States Patent and Trademark Office as Serial No. 10/670,876 on September 25, 2003; that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to herein; and that we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that those statements

were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby appoint as my attorneys and/or patent agents those listed under the following Customer Number with full power to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

022913
Customer Number

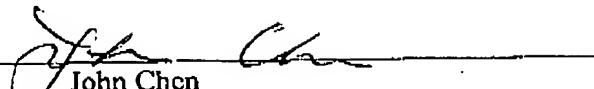
All correspondence and telephonic communications should be directed to:

Eric L. Maschoff
WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Telephone: (801) 533-9800
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Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

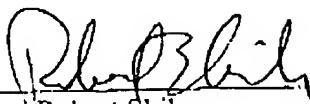
Signed at this 22 day of March, 2004.

Inventor:



John Chen
19347 Andrada Drive
Rowland Heights, CA 91748

Signed at this 22 day of 02, 2004.

Inventor: 
Robert Shih
365 Monterey Pine Drive
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Signed at this 9 day of February, 2004.

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